

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

BNE Energy, Inc. Petition for a	:	Petition No. 980
Declaratory Ruling That No Certificate	:	
of Environmental Compatibility and	:	
Public Need is Required for the	:	
Construction, Maintenance, and	:	
Operation of a 3.2 MW Wind	:	
Renewable Generating facility located	:	March 8, 2011
at 178 New Haven Road, Prospect,	:	
Connecticut.		

**MOTION OF THE CONNECTICUT LIGHT AND POWER COMPANY
FOR A PROTECTIVE ORDER**

The Connecticut Light and Power Company (“CL&P”) hereby moves for a protective order in this docket, pursuant to Conn. Gen. Stat. 16-50o(c), to ensure that certain of its interrogatory responses containing confidential and proprietary information, which may also contain Critical Energy Infrastructure Information (“CEII”), provided to the Connecticut Siting Council (“Council”) is not subject to unrestricted, general public disclosure. In support of this motion, CL&P represents as follows:

1. CL&P is a specially chartered Connecticut corporation, with offices at 107 Selden Street, Berlin, Connecticut, and an electric distribution company as defined in § 16-1 of the Connecticut General Statutes. CL&P is also an intervenor in this proceeding.

2. CL&P operates and maintains electric transmission and distribution facilities throughout the State of Connecticut, providing distribution service to approximately 1.2 million customers.

3. In this proceeding, BNE Energy, Inc. (“BNE”) has petitioned the Council to approve by declaratory ruling the construction of a 3.2 megawatt wind renewable generating facility at 178 New Haven Road in Prospect, CT (the “Project”).

4. In its petition BNE proposes, among other things, that upon completion of the Project, it will interconnect the Project to the CL&P electric distribution system, in accordance with CL&P technical standards and the State of Connecticut Department of Public Utility Control (“DPUC”), ISO-New England and Federal Energy Regulatory Commission requirements.

5. Certain of the interrogatories issued to CL&P request confidential and proprietary information and data supplied by BNE as a customer of CL&P (“Confidential Information”).

6. Certain of the interrogatories issued to CL&P request confidential and proprietary information and data supplied by BNE as an applicant to the interconnection process (“Confidential Information”), which is within the purview of the DPUC.

7. The disclosure of the Confidential Information would result in the disclosure of confidential, proprietary information of BNE, which confidentiality BNE has not waived.

8. Certain of the interrogatories issued to CL&P, request confidential and proprietary information and data which may contain Critical Energy Infrastructure Information (“CEII”) including, but not limited to specific engineering, vulnerability, detailed design information about proposed or existing critical infrastructure that:

- a. Relates details of the production, generation, transmission or distribution of energy;
- b. Could be useful to a person planning an attack on critical infrastructure;
- c. Is exempt from mandatory disclosure pursuant to the Freedom of Information Act, 5 USC §522 (2000); and
- d. Provides strategic information beyond the location of critical infrastructure.

9. CL&P submits the accompanying Affidavit of David A. Ferrante, PE, Supervisor of Distributed Resources for the Company in further support of its Motion for Protective Order.

10. CL&P further requests that the Council impose a protective order on the Confidential Information because disclosure of the information may result in a risk of harm to a facility owned by a public service company.

11. CL&P also requests that disclosure of the Confidential Information under the protective order be further limited in that parties and intervenors who are not otherwise entitled to have access to the information, or who wish to review it be required to execute a nondisclosure agreement, the form of which is attached to the proposed protective order filed herewith.

Respectfully submitted,
THE CONNECTICUT LIGHT AND POWER COMPANY

By: _____

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